

MEETING TO DATE 16  
NO. OF REGULARS 12  
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LANCASTER, NEW YORK  
June 17, 1974

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 17th day of June, 1974 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
JOHN F. LUME, HIGHWAY SUPERINTENDENT  
VICTOR H. OTT, POLICE CHIEF  
WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR  
JOHN M. COSTELLO, ASSESSOR III

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens for or against a proposed amendment to the Code of the Town of Lancaster, County of Erie, State of New York Chapter 22 - Garbage and Rubbish.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS:ADDRESS

NONE

OPPOSERS:ADDRESS

NONE

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:04 P.M.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens for or against a proposed Town Ordinance entitled: "Parks, Designated Chapter 29 of the Code of the Town of Lancaster".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS:ADDRESS

NONE

OPPOSERS:ADDRESS

NONE

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:33 P.M.

OFFICIAL REPORTS:

The Town Clerk reported that the following department of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	May, 1974
Ambulance	May, 1974

COMMITTEE REPORTS:

Councilman Berent for the Recreation Committee reported that his committee has met and will be holding a series of future meetings with the Village Board of the Village of Lancaster relative to development of joint recreational facilities.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board  
held on June 3, 1974, as presented by the Town Clerk, be and hereby are  
approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has  
recommended the upgrading of two Highway Department employees, and

WHEREAS, the Highway Committee of the Town Board concurs in such  
recommendation,

NOW, THEREFORE, BE IT

RESOLVED, that Paul Drewniak and Timothy McNichol be and hereby are  
upgraded to Laborer, 1st grade, effective June 18, 1974, at a salary as set  
forth in the Schedule of Salaries for said position.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxdulyxx~~  
The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Cayuga Club, on behalf of its members who are members of the Police Department of the Town of Lancaster, have requested authorization to purchase Smith and Wesson Model 59 hand guns, which request was concurred in by the Chief of Police, and

WHEREAS, Rules and Regulations to govern the Police Department of the Town of Lancaster provide in part as follows:

"Sec. 6 - Firearms

1. Each uniformed officer while on duty shall be required to carry a .357 caliber special revolver. An officer shall not carry a non-regulation firearm on duty without approval by the Chief of Police."

and

WHEREAS, the Chief of Police has requested, in view of the authorization for the purchase of 9 mm. autoloading pistols by members of the Cayuga Club of the Town of Lancaster in their official duties as Town Policemen, that Section 6, Paragraph 1 of said Rules and Regulations be amended to read as follows:

"Sec. 6 - Firearms

1. Each uniformed officer while on duty shall be required to carry a .357 revolver or, a 9MM autoloading pistol in an appropriate black holster on a black Sam Browne belt. No officer shall carry a non-regulation firearm while on duty without the written approval of the Chief of Police."

NOW, THEREFORE, BE IT

RESOLVED, that Section 6, Paragraph 1, of the Rules and Regulations to govern the Police Department of the Town of Lancaster be amended to read as follows:

"Sec. 6 - Firearms

1. Each uniformed officer while on duty shall be required to carry a .357 revolver or a 9MM autoloading pistol in an appropriate black holster on a black Sam Browne belt. No officer shall carry a non-regulation firearm while on duty without the written approval of the Chief of Police."

COMMUNICATIONS:

DISPOSITION:

218. Town Clerk to Town Board -  
Resume of action taken in response to  
resolutions and directives - Meeting of  
July 1, 1974.
219. Chief Ott to Town Board -  
Request permission to attend Police  
Conference on August 15, 1974 at South  
Fallsburg, New York expense not to  
exceed \$300.00.
220. Town Clerk to Town Board -  
Transmittal - Erie County Legislature  
Policy Statement resolution "Plan for  
Solid Waste Management".
221. Supervisor to Town Board -  
Notification - Investment of funds at  
Marine Midland Bank on July 2, 1974 for  
total dollar earnings of \$1,165.21.
222. Senator McGowan to Town Clerk -  
Acknowledgement - receipt of Ellicott  
Creek resolution with assurance of his  
support.
223. Congressman Kemp to Town Clerk -  
Acknowledgement - receipt of Ellicott  
Creek resolution - with assurance of  
his support.
224. Residents of Glendale Drive to Town Board -  
Petition - requesting a reduction of  
speed or caution sign posted for Glendale  
Drive.

R & F

R & F

Planning Board, Sec.  
Environmental Conser.

R & F

R & F

Town Clerk

Police Chief

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

June 17, 1974



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the Highway Superintendent of the Town of Lancaster  
be and hereby is authorized to employ the following individuals on a temporary  
basis in the service of the Highway Department of the Town of Lancaster for  
the period July 1, 1974 to August 30, 1974:

Jeffery Geblein, 97 Bowen Avenue, Lancaster, New York  
Tim Dunnigan, 35 Lake Avenue, Lancaster, New York  
John Boron, 129 Pleasant View Drive, Lancaster, New York  
Ronald Mathews, 252 Columbia Avenue, Depew, New York  
James Voll, 23 Carter Street, Lancaster, New York  
Kurt Wilkens, 5585 Broadway, Lancaster, New York  
Terry Weldy, 17 Meadowlea, Lancaster, New York  
Pat Ardino, 162 Main Street, Depew, New York  
Gerald Maute, 56 South Penora Street, Lancaster, New York  
Thomas Buechi, 60 Caswell Street, Lancaster, New York

and

BE IT FURTHER

RESOLVED, that the salaries for these employees shall be as set  
forth in the Schedule of Salaries of the Highway Department of the Town of  
Lancaster for the year 1974.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~clxx~~  
The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

WHEREAS, a public hearing was held on the 17th day of June, 1974,  
for the purpose of amending a portion of the Code of the Town of Lancaster,  
County of Erie, State of New York, being Chapter 22 - Garbage and Rubbish, and  
persons for and against such amendment have had an opportunity to be heard, and

WHEREAS, a Notice of said public hearing was duly published and  
posted,

NOW, THEREFORE, BE IT

RESOLVED, that Chapter 22, Garbage and Rubbish, of the Code of the  
Town of Lancaster, County of Erie, State of New York, is hereby amended by  
making the following change thereto:

Section 22-4 B is amended in part by deleting therefrom:

"B. . . . . Such permit shall be issued by  
the Town Board upon the payment of an annual  
fee of five hundred dollars (\$500.), for the  
full calendar year or any part thereof, . . ."

and by substituting therefor:

"B. . . . . Such permit shall be issued by  
the Town Board for any permit or extension thereof  
upon the payment of an annual fee of five hundred  
dollars (\$500.) for the full calendar year or any  
part thereof, together with an additional fee of  
seventy-five cents (75¢) per load of whatever size  
delivered to the land fill site, which additional  
fee shall be accounted for and paid monthly, . . ."

and

BE IT FURTHER

RESOLVED, as follows:

1. That said Amendment be added in the minutes of the meeting of  
the Town Board of the Town of Lancaster held on the 17th day of June, 1974,
2. That a certified copy thereof be published in the Lancaster  
Enterprise-Journal on June 20, 1974,
3. That a certified copy of the Notice of Adoption of this  
Amendment be posted on the Town Bulletin Board, and

4. That affidavits of publication and posting be filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxxxxxx~~

The resolution was thereupon unanimously adopted.

June 17, 1974

LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO GARBAGE & RUBBISH ORDINANCE  
TOWN OF LANCASTER

CHAPTER 22, GARBAGE AND RUBBISH, of the Code of the Town of Lancaster, County of Erie, State of New York, is hereby amended by making a change thereto as follows:

Section 22-4 B is amended in part by deleting therefrom:

"B. . . . . Such permit shall be issued by the Town Board upon the payment of an annual fee of five hundred dollars (\$500.), for the full calendar year or any part thereof, . . . ."

and by substituting therefor:

"B. . . . . Such permit shall be issued by the Town Board for any permit or extension thereof upon the payment of an annual fee of five hundred dollars (\$500.), for the full calendar year or any part thereof, together with an additional fee of seventy-five cents (75¢) per load of whatever size delivered to the land fill site, which additional fee shall be accounted for and paid monthly, . . . ."

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

Resolution of the Town Board of the Town of Lancaster,  
adopted June 17, 1974, providing for the appropriation  
of an additional \$1,900.00 for the preparation and  
printing of 7500 copies of a Town of Lancaster Industrial  
Development Brochure to promote the general, commercial  
and industrial welfare of the Town of Lancaster.

WHEREAS, the Town of Lancaster has appropriated the sum of \$3000.00  
in its Publicity Fund to advertise the economic advantages offered by the  
Town of Lancaster, and

WHEREAS, it is in the public interest of the people of the Town of  
Lancaster to advertise and publicize the advantages of industry and commerce  
developing and building in the Town of Lancaster to increase the tax base and  
reduce the tax burden to the people of the Town of Lancaster, and

WHEREAS, Gordon J. Weisbeck, Inc., by resolution dated January 21,  
1974, has been retained to prepare a Lancaster Industrial Development Brochure  
at a cost not exceeding \$2400.00, and

WHEREAS, informal quotations for printing sufficient numbers of  
said Industrial Development Brochure and other administrative costs will not  
exceed an additional \$2500.00, and

WHEREAS, the total expenditure by the Town of Lancaster for pre-  
paration of the brochure and printing sufficient numbers thereof will not  
exceed \$4900.00, and

WHEREAS, the sum of \$1900.00 is available in the General Fund Account  
No. 1990, Contingent Account, to be transferred therefrom to the General Fund  
Account No. 6410.47, Publicity,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster be and hereby

is authorized to order 7500 copies of the Town of Lancaster Industrial Development Brochure in accordance with specifications drawn by Gordon J. Weisbeck, Inc., and pursuant to informal quotations received by the Town of Lancaster Industrial Development Agency, and

BE IT FURTHER

RESOLVED, that the sum of \$1900.00 be transferred from the General Fund Account No. 1990, Contingent Account, to the General Fund Account No. 6410.47, Publicity, and

BE IT FURTHER

RESOLVED, that this resolution with regard to the expenditure of \$4900.00 for the preparation and printing of a Town of Lancaster Industrial Development Brochure shall take effect thirty days after its adoption unless within thirty days a petition shall be filed in accordance with Article 7 of the Town Law against the resolution and requesting it be submitted to the electors for their approval or disapproval, and

BE IT FURTHER

RESOLVED, that notice of this resolution be published in the Lancaster Enterprise-Journal and posted according to law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxxxx~~

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

RESOLVED, that Josephine Brzyski, Town Hall Charwoman, be and  
hereby is granted a leave of absence without pay for the period July 15, 1974  
through July 19, 1974.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxduly~~

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT, TO WIT:

WHEREAS, a public hearing was held on the 17th day of June, 1974,  
on the proposed Town Ordinance entitled "PARKS, DESIGNATED CHAPTER 29 OF THE  
CODE OF THE TOWN OF LANCASTER", and

WHEREAS, a Notice of said public hearing was duly published and  
posted, and

WHEREAS, persons for and against the enactment of said Ordinance  
have had an opportunity to be heard,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby enacts the  
Town Ordinance entitled "PARKS, DESIGNATED CHAPTER 29 OF THE CODE OF THE TOWN  
OF LANCASTER",
2. That said Ordinance be added in the minutes of the meeting of the  
Town Board of the Town of Lancaster held on the 17th day of June, 1974,
3. That a certified copy thereof be published in the Lancaster  
Enterprise-Journal on June 20, 1974,
4. That a certified copy thereof be posted on the Town Bulletin  
Board, and
5. That affidavits of publication and posting be filed with the  
Town Clerk.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

xxxxx

The resolution was thereupon unanimously adopted.

June 17, 1974

LEGAL NOTICE  
NOTICE OF ADOPTION

PARKS ORDINANCE  
OF  
THE TOWN OF LANCASTER  
COUNTY OF ERIE, STATE OF NEW YORK  
DESIGNATED CHAPTER 29 OF THE CODE OF THE TOWN OF LANCASTER

The Parks Ordinance of the Town of Lancaster, Erie County, State of New York, designated Chapter 29 of the Code of the Town of Lancaster, is hereby adopted to read as follows:

CHAPTER 29

PARKS

Sec. 29-1	Purpose
Sec. 29-2	Regulations
Sec. 29-3	Supervision and Control
Sec. 29-4	Penalties
Sec. 29-5	Separability
Sec. 29-6	When Effective

Sec. 29-1 Purpose

The purpose of this ordinance shall be to preserve the public peace and good order in the areas owned by the Town of Lancaster and operated as public parks, and to contribute to the safety and enjoyment of the users of the park lands by regulating the hours of use, the use of motorized vehicles and by prohibiting certain activities inimical to customary park recreation uses.

Sec. 29-2 Regulations

- A. The parks shall be opened and closed at the time and hour designated by the Town Board of the Town of Lancaster. No person shall use the park at a time and/or hour other than that designated by the Town Board of the Town of Lancaster, and the use of the park at a time and/or hour other than that so designated is hereby prohibited and is declared to be a violation of this ordinance. Opening and closing times shall be posted within the area of the park.
- B. The operation of any motorized vehicle such as automobiles, motorcycles, minibikes, snowmobiles and the like is prohibited within the area of park lands; provided, however, that the operation of licensed vehicles for the transporting of the public to and from the park lands is permitted on all improved roadways and the parking of such vehicles is also permitted within designated parking areas.
- C. Hunting, trapping or the discharge of any firearm, spring gun or air gun is prohibited within the area of any park lands.
- D. The sale or consumption of alcoholic beverages is prohibited within the area of any park lands; provided, however, that beer in cans or bottles may be consumed by individuals in family size groups.
- E. No person shall take into, carry through, leave in, throw, lay, drop or discharge into or on the park lands any tin cans, bottles, refuse, garbage, rubbish or waste. No person shall throw away or discard any match, cigar or cigarettes on or under any tree or underbrush or grass unless it be to deposit the same in a suitable container provided for the reception thereof. Papers, cartons or any other type of litter shall be placed in receptacles provided for that purpose.



- F. No person shall injure, deface, displace, remove, fill in, raise, destroy or tamper with any drive, path or walks; take up, remove or carry away any trees, shrubs, turf or any material or substance; remove or destroy any structure, building or any appurtenances connected with the park.
- G. No person shall utter loud and offensive or profane or indecent language; do any obscene or indecent act; throw stones or other missiles; annoy, obstruct, molest or interfere with any person, pathwalk or public place; loiter or create a disturbance while under the influence of intoxicating liquor or criminally in possession of a controlled substance; introduce, carry or fire any firecrackers, torpedoes or fireworks; engage in, instigate, aid or encourage a contention or fight.

Sec. 29-3 Supervision and Control

- A. The parks of the Town of Lancaster shall be under the supervision and control of the Recreation Commission of the Town of Lancaster.
- B. The Chief of Police of the Town of Lancaster is hereby empowered and authorized to close any park for a period not exceeding twenty-four (24) hours whenever, in his opinion, such closing is necessary to preserve the peace, safety and security of the park. Enforcement of this ordinance shall be by Town of Lancaster Police Department.

Sec. 29-4 Penalties

The violation of any of the provisions of this chapter shall be considered an offense, and any person, upon being convicted of such offense; shall be punishable by a fine of not more than \$250.00 or by imprisonment for a term not exceeding 15 days, or both.

Sec. 29-5 Separability

Should any section or provision of this ordinance be decided by any court to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Sec. 29-6 When Effective

This ordinance shall become effective immediately after ten (10) days from date of publication and posting provided by statute.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the New York State Legislature has enacted the dates and  
hours for the 1974 Political Calendar for Primary, Registration, and  
General Election Days

NOW, THEREFORE, BE IT

RESOLVED, that during the year 1974 the Election Inspectors of the  
Town of Lancaster be paid as follows:

Primary Days (Polls open 9 hours)	\$ 20.00
Registration Days:	
1st Day (Polls open 7 hours)	\$ 15.50
2nd Day (Polls open 10 hours)	22.00
3rd Day (Polls open 7 hours)	15.50
Election Day (Polls open 15 hours)	\$ 33.00
For attending Election Inspectors School (1 School @ \$5.00)	\$ 5.00

and,

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place  
be paid an additional ten (\$10.00) dollars for each day of Election and  
for the session of Registration.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has  
duly recommended the purchase of one (1) new Air Compressor with Pavement  
Breaker, pursuant to Section 142 of the Highway Law, and

WHEREAS, Rupp Rental Corporation of 101 Great Arrow Avenue, Buffalo,  
New York, as submitted the lowest responsible bid in accordance with the  
specifications, in the sum of \$3,424.00,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 142 of the Highway Law, the Town  
Superintendent of Highways is hereby authorized to purchase, with the approval  
of the County Superintendent of Highways, a new Air Compressor with Pavement  
Breaker for a net price of \$3,424.00, delivered at Lancaster, New York, within  
60 days after notification of contract award.

The terms of payment will be as follows:

- |   |           |
|---|-----------|
| 1. Check drawn on Machinery, Equipment Fund | \$ 624.00 |
| 2. Check from proceeds of Bond Resolution   | 2,800.00  |

To be purchased from Rupp Rental Corporation, 101 Great Arrow Avenue, Buffalo, New York	3,424.00
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A contract for purchase of the item purchased shall be duly executed  
between the Town Superintendent of Highways and such vendor and, when duly  
approved by the County Superintendent of Highways, it shall become effective.  
When such contract has been duly executed and approved, the Supervisor is  
authorized to complete such purchase upon delivery of the item purchased in  
accordance with the terms of this resolution and such contract.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

xxdulyxx

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BERENT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc. by letter dated June 8, 1974 has requested the additions to the active roster of the Town Line Volunteer Fire Department, Inc. as contained therein

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adds the following individuals to the active roster of the Town Line Volunteer Fire Department, Inc.

Mr. Joseph Geberl  
708 Town Line Road  
Lancaster, New York 14086

Mr. David Aquila  
6526 Broadway  
Lancaster, New York 14086

Mr. Robert Marks  
240 Westwood Road  
Lancaster, New York 14086

Mr. Larry Simme  
951 Town Line Road  
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following transfers within the Part Town and  
Special Districts Funds of the Town of Lancaster be effected:

	<u>Account</u>	<u>To</u>	<u>Amount</u>	<u>Account</u>	<u>From</u>	<u>Amount</u>
<u>PART TOWN FUND</u>						
Contractual Expense, General	20.8010.47		\$ 365.91			
Contractual Expense, General				20.8020.47		\$ 365.91
<u>SPECIAL DISTRICTS FUND</u>						
Master Water Transmission and Distribution	40.8340.47		486.19			
Unappropriated Surplus						486.19

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN METZ VOTED YES  
SUPERVISOR WEIMER VOTED YES

~~xxxxxx~~

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Assessor of the Town of Lancaster has requested  
authorization to attend the Advance Course in Assessing to be held at Cornell  
University June 24, 1974 through June 28, 1974, and

WHEREAS, it is deemed in the public interest that such attendance  
be authorized,

NOW, THEREFORE, BE IT

RESOLVED that John M. Costello, Assessor of the Town of Lancaster,  
be and hereby is authorized to attend the Advance Course in Assessing to be  
held at Cornell University June 24, 1974 through June 28, 1974, with reimbursement  
for actual and necessary expenses not to exceed \$200.00, plus mileage for use  
of said Assessor's personal car.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

xxdxxx

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN METZ, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER TO WIT:

RESOLVED, that the following Building Permit Application be and  
are hereby approved and the issuance of Building Permits be and are  
hereby authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
61	Mark Todd	966 Ransom Road	ER. FR. PVT. GAR.
62	Mary Liberto	70 Nichter Road	ER. FR. SHELTER
63	Stephen Andruchowskyj	825 Ransom Road	EX. FR. SING. DWLG.
64	Donald Queeno	574 Hall Road	ER. FR. BR. VEN. SING. DWLG. PVT. GAR.
65	James Korn	9 Glendale Drive	ER. ALUM. POOL
66	John Bak	437 Pleasant View	ER. ALUM. POOL
67	Glen Goshow	14 Pauline Court	ER. FR. BR. VEN. SING. DWLG. PVT. GAR.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xx~~

The resolution was thereupon unanimously adopted.

June 17, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 581 to 628 Incl.	<u>\$30,436.03</u>
Special District Funds	No. 45 to 49 Incl.	<u>7,458.30</u>
Part Town Funds	No. 51 to 55 Incl.	<u>2,455.56</u>
Highway Funds	No. 142 to 153 Incl.	<u>8,673.30</u>
Trust & Agency Funds	No. 21 to 22 Incl.	<u>12.50</u>
Capital Fund	No. 8 to 10 Incl.	<u>1,336.78</u>

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN METZ VOTED YES  
SUPERVISOR WEIMER VOTED YES

~~xxxxxx~~  
The resolution was thereupon unanimously adopted.

June 17, 1974



STATUS REPORTS ON UNFINISHED BUSINESS:

1. Cayuga Creek Flood Program

On May 11, 1973 the Army Corps of Engineers notified the Town Board that they had completed their field inspection and that they are preparing a report which is scheduled to be completed by September, 1973.

2. Tax Abatement - Police Services - County Sheriff's Department

On September 27, 1973 the Assistant County Attorney transmitted to the Town of Lancaster a copy of the most recent Comptroller's opinions relative to this type of tax abatement.

The Town Attorney was directed to review the opinions and report back to the Town Board.

On March 4, 1974 the Town Clerk was directed to obtain a status report on this item.

3. Traffic Study - Signalization - Bowen and William - Walden and Ransom

On May 20, 1974 the Town Clerk reported that the permits for the installation of these signals have been received and that the Chief of Police is currently working on the preparation of installation specifications.

4. Permit Application - Lancaster Sanitary Land Fill, Inc.

On May 20, 1974 the Town Board held a Public Hearing on this permit application and reserved decision to a future date.

5. Reduction in Speed Limits - Stony Road

On June 3, 1974 the Town Board adopted a resolution requesting the County of Erie and the State Department of Transportation to authorize a lower speed limit on Stony Road.

6. Reduction Speed Limits - Westwood Road

On June 3, 1974 the Town Board adopted a resolution requesting the County of Erie and the State Department of Transportation to authorize a lower speed limit on Westwood Road.

PERSONS ADDRESSING THE TOWN BOARD:

Mrs. Elaine Terranova 103 Ransom Road and Mr. Chester Czrny 109 Ransom Road, Lancaster, New York spoke to the Town Board in opposition to a proposed County Rehabilitation of Ransom Road from Hall Road to Broadway.

The Town Clerk was directed to forward a copy of the letter of opposition to this project to the Deputy Commissioner of Highways of the County of Erie.

COMMUNICATIONS:DISPOSITION:

- |   |  |
|---|--|
| 180. Town Clerk to Town Board -<br>Resume of actions taken in response to<br>resolutions and directives - Meeting<br>of June 3, 1974.   | R & F  |
| 181. Reserve Volunteer Ambulance Corps. to Town<br>Board -<br>Request consideration of specifications<br>for new ambulance.   | Police Chief<br>Police Committee   |
| 182. Town Assessor to Town Board -<br>Request authorization to attend the<br>Advance Course in Assessing at<br>Cornell University, June 24th-28th, 1974   | R & F  |
| 183. Chief Ott to Town Board -<br>Re: Amend resolution regarding: rules<br>and regulations governing Police Dept.   | R & F  |
| 184. Executive Director Junior Citizens Club to<br>Supervisor -<br>Transmittal - Financial Report for the fiscal<br>year of Operating Budget and Attendance and<br>Membership for Junior Citizens Club. | Rec. Commission, Sec.<br>Rec. Committee  |
| 185. Highway Supt. to Town Board -<br>Recommendation - Rupp Rental Corp. be<br>awarded contract for new Air Compressor.   | R & F  |
| 186. Secretary Town Line Volunteer Fire Dept. Inc. to<br>Town Clerk -<br>Request addition of four members to active<br>roster of Town Line Volunteer Fire Dept. Inc.                                    | R & F  |
| 187. Senator McGowan to Town Clerk -<br>Acknowledgement - receipt of material regarding<br>reduction of speed limit - Westwood Road and<br>Stony Road.  | Mr. & Mrs. Robert Dubel<br>Mrs. Nancy J. Fabiniak<br>Mr. Roy H. Schneggenburger<br>R & F |
| 188. Lester J. Suess to Town Board -<br>Regarding - lighting - William Kidder Road.   | Lighting Committee   |
| 189. Josephine Brzyski to Town Board -<br>Request leave of absence - July 15th through<br>July 19, 1974.  | R & F  |
| 190. Erie & Niagara Counties Regional Planning Board<br>to Supervisor -<br>Regarding 1974-77 Survey of Anticipated Local<br>and Regional Studies, Plans and Programs.                                   | Planning Board, Sec.<br>Planning Committee   |
| 191. County Commissioner of Finance to Supervisor -<br>Transmittal - Monumentation Map for County.  | Highway Supt.<br>R & F<br>Assessor   |
| 192. Erie & Niagara Counties Regional Planning Board<br>to Citizens of Niagara Frontier -<br>Transmittal - Summary report recommending Solid<br>Waste Management Plan for Erie & Niagara Counties.      | Planning Board, Sec.<br>Legislator Wolf<br>Planning Committee                            |
| 193. Josela Enterprises, Inc. to Town Board -<br>Re: Town Edge Apartment and Plaza - Top<br>soil at site.   | Building Inspector   |

COMMUNICATIONS:

DISPOSITION:

194. Buffalo District Corps of Engineers to Town Clerk -

Regarding Notice of Action on the Survey Report on Ellicott Creek, New York (Review of Alternatives).

Assemblyman Volker

195. Joseph Terranova to Town Clerk -

Residents of Ransom Road opposition to widening of Ransom Road between Hall Road and Broadway.

Legislator Wolf

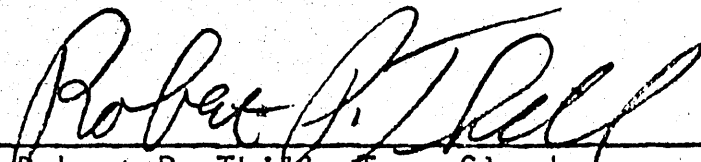
Mr. K. Reitmeier

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:50 P.M. out of respect to:

LEONARD BUGENHAGEN

Signed

  
Robert P. Thill, Town Clerk